

Atty. Dkt. No. 071949-5408

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REMARKS

Claims 1-31 have been cancelled without prejudice or disclaimer. Applicants reserve the right to pursue cancelled subject matter in continuation or divisional applications claiming priority to the instant application.

Claims 32-38 have been newly added. Support for the new claims is found, for example, in claim 1, and specification paragraphs 0096-0098. Accordingly, the amended claims raise no issue of new matter.

Restriction Requirement

The Examiner has restricted claims 1-31 into Groups (I – II). Applicants elect for examination Group I, claims 1-29, which according to the Examiner are drawn to a method of diagnosing stroke via the determination of a plurality of subject-derived markers, classified in class 435, subclass 7.1. Applicants respectfully submit that new claims 32-38 fall within the elected group.

No fee is believed due with this filing, however, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16 1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed

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for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date

11/03/2006

By

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